.. IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7249 OF 2004

Union of India through General Manager, Central Railway, Mumbai CST .. Petitioners

Versus

Joseph John Moses and anr. .. Respondents

Mr.T.J.Pandian for the petitioners

Mr.G.S.Walia with Mr.R.G.Walia for respondent no.1

CORAM: A.P.SHAH & S.U.KAMDAR, JJ

DATED: 9TH SEPTEMBER, 2004

P.C.:

1. Heard advocates.

2. In the present case, the name of the respondent was included in the panel dated 7th January 1997 and he was posted as Junior Clerk from 9th January 1997. Nearly 6 years after the promotion the petitioners without giving any show cause notice and without assigning any reason revised the earlier panel dated 7th January 1997 which resulted

in the reversion of the respondent. The Tribunal has held that the respondent was a qualified candidate. There was no misrepresentation by the respondent in any respect. He served as Junior Clerk for more than 6 years based on the panel notified on 7th January 1997. Under the circumstances, the reversion of the respondent was wholly illegal. We do not see any ground to interfere with the findings recorded by the Tribunal. Petition is dismissed.